

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: REIHS Karsten et al.

SERIAL NO.: NEW U.S. PCT APPLICATION

FILED: HEREWITH

INTERNATIONAL APPLICATION NO.: PCT/EP99/10322 INTERNATIONAL FILING DATE: December 22, 1999

FOR: ULTRAPHOBIC SURFACE

## REQUEST FOR CONSIDERATION OF DOCUMENTS CITED IN INTERNATIONAL SEARCH REPORT

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

In the matter of the above-identified application for patent, notice is hereby given that applicant(s) request that the Examiner consider the documents cited in the International Search Report according to MPEP §609 and so indicate by a statement in the first Office Action that the information has been considered. When the Form PCT/DO/EO/903 indicates both the search report and copies of the documents are present in the national stage file, there is no requirement for the applicant(s) to submit them (1156 O.G. 91 November 23, 1993).

Respectfully submitted,

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FORM	1 PTO-1	390 (Modified)  U.S. DEPARTMI, COMMERCE PATENT AND TRADEMARK OFFICE	ATT Y'S DOCKET NUMBER									
(REV		U.S. DEPARTMIC COMMERCE PATENT AND TRADEMARK OFFICE  RANSMITTAL LETTER TO THE UNITED STATES	20977-4USOPCT									
	~	DESIGNATED/ELECTED OFFICE (DO/EO/US)	U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR									
	CONCERNING A FILING UNDER 35 U.S.C. 371 09/869123											
INTE		TIONAL APPLICATION NO. INTERNATIONAL FILING DATE PCT/EP99/10322 2 DECEMBER 1999	PRIORITY DATE CLAIMED  24 DECEMBER 1998 (earliest)									
TITL		INVENTION	AT DESCENTED AND CONTINUES,									
ULI	ULTRAPHOBIC SURFACE 25 200 2											
APPLICANT(S) FOR DO/EO/US \												
Karsten REIHS, et al.												
Appl	Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:											
1.												
2.		This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.  This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.										
3.	$\boxtimes$	This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include itens (5), (6), (9) and (24) indicated below.										
4.	×											
5.	×	The US has been elected by the expiration of 19 months from the priority date (Article 31).  A copy of the International Application as filed (35 U.S.C. 371 (c) (2))										
	_	a. □ is attached hereto (required only if not communicated by the Internati	ional Rureau)									
		<ul> <li>a. □ is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. ☒ has been communicated by the International Bureau.</li> </ul>										
i		c. is not required, as the application was filed in the United States Receive	ving Office (RO/US).									
6.	$\boxtimes$	An English language translation of the International Application as filed (35 U.										
		a. 🛛 is attached hereto.										
		b. $\square$ has been previously submitted under 35 U.S.C. 154(d)(4).	•									
7.	$\boxtimes$	Amendments to the claims of the International Application under PCT Article 1	19 (35 U.S.C. 371 (c)(3))									
		a. $\square$ are attached hereto (required only if not communicated by the Internat	tional Bureau).									
7		b.  have been communicated by the International Bureau.										
,		c. $\square$ have not been made; however, the time limit for making such amendment	nents has NOT expired.									
1	_	d. \( \bigsim \) have not been made and will not be made.										
8.		An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).										
9. 10.		An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).  An English language translation of the annexes of the International Preliminary Examination Report under PCT										
l <u>.</u> .	_	Article 36 (35 U.S.C. 371 (c)(5)).										
11.	<b>~</b>	A copy of the International Preliminary Examination Report (PCT/IPEA/409).										
12.	⊠	A copy of the International Search Report (PCT/ISA/210).										
		3 to 20 below concern document(s) or information included:	!									
13.		An Information Disclosure Statement under 37 CFR 1.97 and 1.98.										
14. 15.	□ <b>⊠</b>	An assignment document for recording. A separate cover sheet in compliance w	vith 37 CFR 3.28 and 3.31 is included.									
16.		A FIRST preliminary amendment.  A SECOND or SUBSEQUENT preliminary amendment.										
17.		A substitute specification.										
18.		A change of power of attorney and/or address letter.										
19.		A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.										
20		A second copy of the published international application under 35 U.S.C. 154(d)(4).										
21.		A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).										
22.		Certificate of Mailing by Express Mail										
23.	$\boxtimes$	Other items or information:										
		Request for Consideration of Documents in International Search Report Notice of Priority / PCT/IB/304 / PCT/IB/308 Drawings (6 sheets)										

U.S. A	09	TION NO. (IF KNOWN, SEE: INTERNATIONAL APPLICATION NO. PCT/EP99/10322					ATTORNEY'S DOCKET NUMBER 209774US0PCT						
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	interna	tional s	earch fe	e (37 CF	Ř 1.445(a)(2))	n fee (37 CFR 1.482) paid to USPTO by the EPO or JPO .			\$1000	.00			
	International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$860.00												
	but international search fee (37 CFR 1.445(a)(2)) paid to USPTO												
	but all claims did not satisfy provisions of PCT Article 33(1)-(4)												
☐ International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4)										.00			
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Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)).											\$130.00		
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